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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

SECURITIES AND EXCHANGE COMMISSION, Case No. C-14-02743

Plaintiff,

v.

SALEEM KHAN, AMMAR AKBARI,
ROSHANLAL CHAGANLAL and RANJAN
MENDONSA

Defendants,

and

SHAHID KHAN and MICHAEL KOZA,

Relief Defendants.

**CONSENT OF RELIEF DEFENDANT
MICHAEL KOZA**

1 1. Relief defendant Michael Koza (“Relief Defendant”) waives service of a summons
2 and a Complaint in this action, enters a general appearance, and admits the Court’s jurisdiction over
3 him and over the subject matter of this action.

4 2. Without admitting or denying the allegations of the Complaint (except as to personal
5 and subject matter jurisdiction, which Relief Defendant admits), Relief Defendant hereby consents to
6 the entry of a Final Order in the form attached hereto (the “Final Order”) and incorporated by
7 reference herein, which, among other things, orders Relief Defendant to pay \$31,713 (“the Funds”),
8 which are comprised of: \$29,954, the amount Relief Defendant represents to be the proceeds from the
9 securities trading in the securities of Ross Stores, Inc. and Taleo Corporation by Saleem Khan in
10 Relief Defendant’s brokerage accounts that remain in Relief Defendant’s possession, custody or
11 control, plus prejudgment interest of \$1,759. Relief Defendant shall satisfy this obligation within
12 fourteen (14) calendar days of the entry of the Final Order by paying the Funds to the Clerk of the
13 Court.

14 3. Upon entry of the Final Order, Relief Defendant hereby and forever disclaims, waives
15 and forfeits any and all rights, claims and/or interest he has, or may have, to the Funds and/or any
16 interest or income earned thereon.

17 4. Relief Defendant waives the entry of findings of fact and conclusions of law pursuant
18 to Rule 52 of the Federal Rules of Civil Procedure.

19 5. Relief Defendant waives the right, if any, to a jury trial and to appeal from the entry of
20 the Final Order.

21 6. Relief Defendant enters into this Consent voluntarily and represents that no threats,
22 offers, promises, or inducements of any kind have been made by the Commission or any member,
23 officer, employee, agent, or representative of the Commission to induce him to enter into this
24 Consent.

25 7. Relief Defendant agrees that this Consent shall be incorporated into the Final Order
26 with the same force and effect as if fully set forth therein.

8. Relief Defendant agrees that he will not oppose the enforcement of the Final Order on the ground, if any exists, that it fails to comply with Rule 65(d) of the Federal Rules of Civil Procedure, waives any objection based thereon.

9. Relief Defendant waives service of the Final Order and agrees that entry of the Final Order by the Court and filing with the Clerk of the Court will constitute notice to Relief Defendant of its terms and conditions. Relief Defendant further agrees to provide counsel for the Commission, within thirty (30) calendar days after the Final Order is filed with the Clerk of the Court, with an affidavit or declaration stating that he has received and read a copy of the Final Order.

10. Consistent with 17 C.F.R. 202.5(f), this Consent resolves all of the matter set forth in the Final Order in this civil proceeding as against Relief Defendant. Relief Defendant acknowledges that no promise or representation has been made by the Commission or any member, officer, employee, agent, or representative of the Commission with regard to any criminal liability that may have arisen or may arise from the facts underlying this action or immunity from any such criminal liability. Relief Defendant waives any claim of Double Jeopardy based upon the settlement of this proceeding, including the imposition of any remedy or civil penalty herein.

11. Relief Defendant understands and agrees to comply with the Commission's policy "not to permit a defendant or respondent to consent to a judgment or order that imposes a sanction while denying the allegation in the complaint or order for proceedings." 17 C.F.R. § 202.5. Relief Defendant agrees not to take any action or to make or permit to be made any public statement denying, directly or indirectly, any allegation in the complaint or creating the impression that the complaint is without factual basis. Nothing in this paragraph affects Relief Defendant's: (i) testimonial obligations; or (ii) right to take legal or factual positions in litigation or other legal proceedings in which the Commission is not a party.

12. Relief Defendant hereby waives any rights under the Equal Access to Justice Act, the Small Business Regulatory Enforcement Fairness Act of 1996, or any other provision of law to seek from the United States, or any agency, or any official of the United States acting in his or her official capacity, directly or indirectly, reimbursement of attorney's fees or other fees, expenses, or costs expended by Relief Defendant to defend against this matter. For these purposes, Relief Defendant

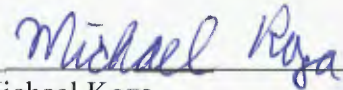
1 agrees that he is not the prevailing party in this matter since the parties have reached a good faith
 2 settlement as described in the Final Order.

3 13. Relief Defendant agrees that the Commission may present the Final Order to the Court
 4 for signature and entry without further notice.

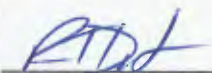
5 14. In connection with this action and any related judicial or administrative proceeding or
 6 investigation commenced by the Commission or to which the Commission is a party, Relief
 7 Defendant (i) will accept service by mail, e-mail or facsimile transmission of notices or subpoenas
 8 issued by the Commission for documents or testimony at depositions, hearings or trials, or in
 9 connection with any related investigation by Commission staff; (ii) appoints Relief Defendant's
 10 undersigned attorney as agent to receive service of such notices and subpoenas; (iii) with respect to
 11 such notices and subpoenas, waives the territorial limits on service contained in Rule 45 of the
 12 Federal Rules of Civil Procedure and any applicable local rules; and (iv) consents to personal
 13 jurisdiction over Relief Defendant in any United States District Court for purposes of enforcing any
 14 such subpoena.

15 15. Relief Defendant agrees that this Court shall retain jurisdiction over this matter for the
 16 purpose of enforcing the terms of the Final Order.

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 19 Date: February 25, 2014


 Michael Koza

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 21 Approved as to form:

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 23  2/25/14
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 26 richdudek@sbcglobal.net
 Attorney for Relief Defendant
 27 Michael Koza
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1 Submitted by:

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SECURITIES AND EXCHANGE COMMISSION

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UNITED STATES DISTRICT COURT
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Plaintiff,

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SALEEM KHAN, AMMAR AKBARI,
ROSHANLAL CHAGANLAL and RANJAN
MENDONSA

Defendants,

and

SHAHID KHAN and MICHAEL KOZA,

Relief Defendants.

**[PROPOSED] FINAL ORDER AS TO
RELIEF DEFENDANT MICHAEL KOZA**

1 Plaintiff Securities and Exchange Commission ("Commission"), having filed a Complaint in
 2 this matter, and relief defendant Michael Koza ("Relief Defendant"), having entered a general
 3 appearance and executed a Consent of Relief Defendant Michael Koza to Entry of Final Order
 4 ("Consent"), in which among other things, Relief Defendant consented to the Court's jurisdiction
 5 over him and the subject matter of this action; consented to entry of this Final Order without
 6 admitting or denying the allegations in the Complaint (except as to jurisdiction, which Relief
 7 Defendant admits); waived findings of fact and conclusions of law; and waived any right to appeal
 8 from this Final Order:

9 I.

10 IT IS HEREBY ORDERED THAT Relief Defendant shall pay \$31,713 ("the Funds"), which
 11 are comprised of \$29,954 in trading proceeds and \$1,759 in interest. The Commission contends the
 12 Funds to be a portion of the ill-gotten gains from unlawful securities trading by Defendant Saleem
 13 Khan, which are subject to the Commission's claims against Defendant Saleem Khan for
 14 disgorgement (and pre-judgment interest thereon) and civil penalties. Relief Defendant shall satisfy
 15 this obligation by paying the Funds within fourteen (14) calendar days from entry of this Final Order
 16 to the Clerk of this Court, together with a cover letter identifying Relief Defendant as a relief
 17 defendant in this action; setting forth the title and civil action number of this action and name of this
 18 Court; and specifying that payment is made pursuant to this Final Order. Relief Defendant shall
 19 simultaneously transmit photocopies of such payment and letter to Jina Choi, Regional Director,
 20 Securities and Exchange Commission, 44 Montgomery Street, Suite 2800, San Francisco, CA 94104.
 21 By making this payment, Relief Defendant relinquishes all legal and equitable right, title and interest
 22 in such Funds and/or any accrued interest and income thereon, and no part of the Funds or any
 23 accrued interest or income thereon, and no part of the Funds and/or any accrued interest or income
 24 thereon shall be returned to Relief Defendant. Relief Defendant shall pay post-judgment interest on
 25 any delinquent amounts not paid in accordance within fourteen (14) calendar days from entry of this
 26 Final Order, pursuant to the calculation prescribed for post-judgment interest in 28 U.S.C. § 1961.
 27 The Funds, together with any accrued interest and income thereon, shall be applied toward the
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1 payment of any disgorgement, prejudgment interest, or civil penalty, if ultimately ordered against
2 Defendant Saleem Khan.

3 II.

4 IT IS FURTHER ORDERED that the Clerk of the Court shall deposit the Funds paid by
5 Relief Defendant into an interest bearing account with the Court Registry Investment System
6 ("CRIS") or any other type of interest bearing account that is utilized by the Court. The Funds,
7 together with any interest and income earned thereon, shall be held in the interest bearing account
8 until further order of the Court. In accordance with 28 U.S.C. § 1914 and the guidelines set by the
9 Director of the Administrative Office of the United States Courts, the Clerk is directed without
10 further order of this Court, to deduct from the income earned on the money in the Fund a fee equal to
11 ten percent of the income earned on the Fund. Such fee shall not exceed that authorized by the
12 Judicial Conference of the United States.

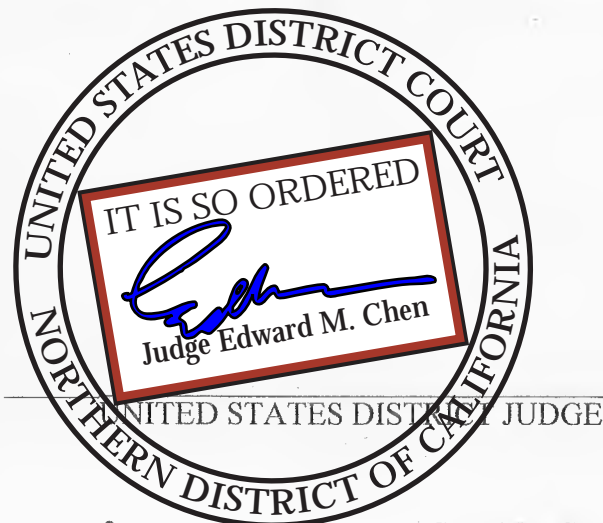
13 III.

14 IT IS FURTHER ORDERED that the Consent is incorporated herein with the same force and
15 effect as if fully set forth herein and that Relief Defendant shall comply with all of the undertakings
16 and agreements set forth therein.

17 IV.

18 IT IS FURTHER ORDERED that this Court shall retain jurisdiction of this matter for the
19 purposes of enforcing the terms of this Final Order.

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23 Date: 7/22, 2014



1 Approved as to form:

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2/25/14

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Richard T. Dudek

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Attorney for Relief Defendant

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Michael Koza

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